



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2635

Appln No.: 09/925,867)
)
Filed: 08/09/2001)
)
Applicant(s): James J. Fitzgibbon)
)
Title: Method and Apparatus for Rolling)
Code Learning Transmitter)
)
Art Unit: 2635)
)
Examiner: Kimberly Yvette Jenkins)
)
)
Attorney Docket: 5569/71860)
)
Customer No.: 22242)
)

Confirmation No. 3851

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.

08/31/05
Date

Kenneth H. Samples
Kenneth H. Samples
Registration No. 25,747
Attorney for Applicant(s)

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment/reply in the above-identified application.

- ☒ A letter to the Official Draftsman including a marked-up copy of FIG. 5 is enclosed.
- ☒ A Submission of Corrected Formal Drawing including a replacement sheet for FIG. 5 is enclosed.
- ☐ No additional fee is required.

Fee Calculation For Claims As Amended

	As Amended	Previously Paid For	Present Extra	Rate	Additional Fee
Independent Claims	1	3	** = 0	x \$ 200.00	= \$ 0.00
Total Claims	1	20	* = 0	x \$ 50.00	= \$ 0.00
Fee for Multiply Dependent Claims				\$ 360.00	
** At least 3			Total Additional Fee		\$ 0.00
* At least 20					

- ☒ Priority of application number 2004-273436 filed on September 21, 2004 in Japan is claimed under 35 U.S.C. §119.
- ☒ A certified copy of the priority document is enclosed.
- ☐ This application claims the benefit of U.S. Provisional Application No. _____, filed _____, which is hereby incorporated herein by reference in its entirety.
- ☐ A Computer Program Listing Appendix is enclosed.
- ☐ A Transmittal Cover Letter for Computer Program Listing Appendix is enclosed.
- ☐ Two (2) Compact Discs are enclosed.
- ☐ A Nucleotide and/or Amino Acid Sequence Submission is enclosed.
- ☐ A Computer Readable Copy is enclosed.
- ☐ A Paper Copy (Identical to Computer Copy) is enclosed.
- ☐ A Statement Verifying Identity of above Copies is enclosed.
- ☒ The fees are calculated below:

Basic Filing Fee						\$ 300.00
Independent Claims	<u>3</u>	-	<u>3</u>	=	<u>0</u>	x \$ 200.00 = \$ 0.00
Total Claims	<u>20</u>	-	<u>20</u>	=	<u>0</u>	x \$ 50.00 = \$ 0.00
Fee for Multiple Dependent Claims						\$ 360.00
Application Size Fee for each additional 50 sheets that exceeds 100 sheets			<u>0</u>	x	\$ 250.00	= \$ 0.00
Search Fee					\$ 500.00	\$ 500.00
Examination Fee					\$ 200.00	\$ 200.00
Total Fees						\$ 1,000.00

- ☐ Applicant(s) assert entitlement to Small Entity Status (37 C.F.R. § 1.27), reducing the Total Fees by half to: _____
- ☐ A check in the amount of \$_____ to cover the above fees is enclosed.
- ☒ Charge \$1,000.00 to Deposit Account No. 06-1135.
- ☐ The payment of the above fees is to be deferred until the Declaration is filed. Do not charge our Deposit Account.

Application No. 09/925,867
Amendment dated August 31, 2005
Reply to Office Action of June 15, 2005

☐ Applicant(s) assert entitlement to Small Entity Status
(37 C.F.R. § 1.27), thus reducing the fee by half to: \$ 0.00

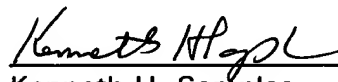
☐ A check in the amount of \$_____ is enclosed.

☐ Charge \$_____ to Deposit Account No. 06-1135.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. A duplicate copy of this sheet is enclosed.

August 31, 2005

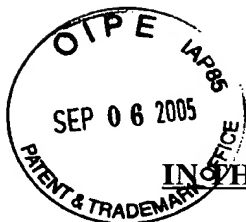
Date



Kenneth H. Samples

Registration No. 25,747

FITCH, EVEN, TABIN & FLANNERY
120 South LaSalle Street, Suite 1600
Chicago, Illinois 60603-3406
Telephone: (312) 577-7000
Facsimile: (312) 577-7007



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

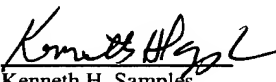
Applicant: James J. Fitzgibbon)
)
Application No.: 09/925,867)
)
Filed: August 9, 2001)
)
Title: METHOD AND APPARATUS)
FOR ROLLING CODE LEARNING)
TRANSMITTER)
)
Group Art Unit: 2635)
)
Examiner: Kimberly Yvette Jenkins)
)

Attorney Docket: 5569/71860)
)
Customer No.: 22242)

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

08/31/2005
Date


Kenneth H. Samples
Attorney for Applicant
Registration No. 25,747

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

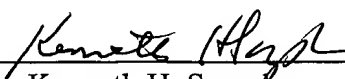
LETTER TO THE OFFICIAL DRAFTSPERSON

Dear Sir:

Please approve the changes shown in red in the attached marked-up copy of FIG. 5.

Respectfully requested,

FITCH, EVEN, TABIN & FLANNERY

By: 
Kenneth H. Samples
Registration No. 25,747

Date: August 31, 2005

120 South LaSalle Street, Suite 1600
Chicago, Illinois 60603
Telephone: (312) 577-7000
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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: James J. Fitzgibbon
Application No.: 09/925,867
Filed: August 9, 2001
For: METHOD AND APPARATUS
FOR A ROLLING CODE
LEARNING TRANSMITTER
Art Unit: 2635
Examiner: Kimberly Yvette Jenkins

Attorney Docket: 5569/71860
Cutomer No.: 22242

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08/31/2005
Date

Kenneth H. Samples
Kenneth H. Samples
Attorney for Applicant
Registration No. 24,747

Mail Stop AMENDMENT
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION OF CORRECTED FORMAL DRAWING

Sir:

Please substitute the enclosed sheet (1) of formal drawing containing FIG. 5 for the drawing originally submitted with the above-identified application.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

By Kenneth H. Samples
Kenneth H. Samples
Registration No. 25,747

Date: 8/31/05

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